

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 11/14/2023
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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

WESTERN WATERPROOFING COMPANY,  
INC.,

Plaintiffs,

-against-

ALLIED WORLD SPECIALTY INSURANCE  
COMPANY, et al.,

Defendants.

20-CV-3199 (CM) (BCM)

**ORDER**

**Barbara Moses, United States Magistrate Judge.**

As discussed during today's telephonic status conference, the remaining parties to this action anticipate completing all discovery, including expert discovery, by December 29, 2023, as required. (*See* Dkt. 382 ¶ 4(b).)<sup>1</sup>

Defendant Allied World Specialty Insurance Company plans to make a motion for summary judgment, as do defendants BDG Gotham Residential, LLC and ZDG, LLC, who will move jointly. The summary judgment motions shall be filed no later than **January 10, 2024**, and shall conform to the Individual Practices and Procedures of the Hon. Colleen McMahon, United States District Judge. Opposition papers shall be filed no later than **February 9, 2024**, and reply papers shall be filed no later than **February 23, 2024**.

All claims by and against the parties listed below having been disposed of by motion (*see* Dkts. 210, 388, 410), the Clerk of Court is respectfully directed to terminate the following parties on the docket of this action:

American Zurich Insurance Company  
Starr Indemnity & Liability Company  
Berkley Insurance Company  
Navigators Insurance Company  
Philadelphia Indemnity Insurance Company  
Markel American Insurance Company

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<sup>1</sup> There are no pending discovery disputes among these parties. (*See* Dkts. 400, 411.)

To assist the District Judge in trial scheduling, the remaining parties shall jointly advise the Court by letter, no later than **December 1, 2023**, whether they have waived their jury trial demands.

Dated: New York, New York  
November 14, 2023

**SO ORDERED.**



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**BARBARA MOSES**  
**United States Magistrate Judge**